

maintenance and control. The traffic control signals listed below will be under the ownership and control of the CITY.

DARTMOUTH STREET/ROCKDALE AVENUE

Miscellaneous

- Traffic Controls or regulations instituted whether by MASSHIGHWAY or the CITY on ways or parts thereof within the Federal Aid Project are to remain in force and effect until proposed future changes have been approved in writing by MASSHIGHWAY.

- MASSHIGHWAY will not approve any future proposed traffic control changes within the Federal Aid Project, which will in the opinion of MASSHIGHWAY, lessen to any degree the efficient utilization of the highway for traffic purposes.

Maintenance

The CITY, pursuant to the provisions of 23 U.S.C. §§ 109(d) & 116, shall properly maintain the way and all traffic signs and pavement markings under the control of the CITY within the project area.

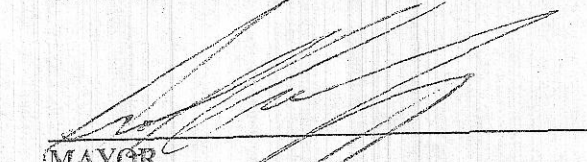
Penalty

Continued and willful failure on the part of the CITY to fulfill its responsibility in the proper maintenance, operation, and enforcement of the traffic regulations of the completed project may disqualify the CITY from participation in future Federal Aid Projects in which the CITY has maintenance responsibility, as provided in Title 23 USC.

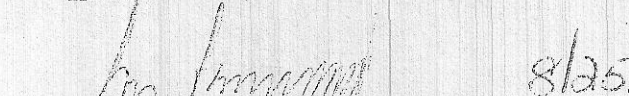
Such failure shall result in the withholding or withdrawal of the unexpended balance of any funds assigned to the CITY, under the provisions of MASS. GEN. LAWS ch. 90, § 34.

IN WITNESS WHEREOF, the Parties hereto have executed this AGREEMENT on the day and year first written.

CITY OF NEW BEDFORD


MAYOR

COMMONWEALTH OF MASSACHUSETTS
HIGHWAY DEPARTMENT

 8/25/09
COMMISSIONER
LUISA PAIEWONSKY
COMMISSIONER